

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 2nd day of November, 2002

Criminal Misc. Bail Application Number 1137 of 2002

Order on the Bail Application

CRIMINAL SIDE

(1) Babbal son of Braham Pal, resident of village Pipalla, Police Station, Aurangabad, District Bulandshehr, at present R/o 773/2, Dogra Line, Roorkee, Police Station Kotwlai, Rorkee, District Hardwarfd and (2) Afjal son of Sri Saleem Ahmad resient of village Bhangeri Mahawatpur, P.S. Kotwali Roorkee, District Hardwar

.....Applicant(s)

Versus

State of Uttaranchal.

..... Opposite Party

Arising out of-	Case crime no. 235 of 2002, Under section 2/3 of U.P. Gangster and Antisocial Activities (Prevention) Act, 1986, P.S. Kotwali, Roorkee, District Hardwar
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By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant-accused and the learned Additional Government Advocate.

Applicant-accused Babbal is involved in four criminal cases. He is admittedly on bail in these cases. Other accused-applicant Afjal has aslso been admitted tobail in all the criminal cases pending against him. There is no previous conviction to the credit of the applicants and considering this fact, there are reasonable grounds to accept at this stage the argument that the applicants have not committed the offence and there is no likelihood of their involving themselvesf in similar activity in future, if released on bail. Considering this aspect, in my opinion it is a fit case for bail.

Let the applicant (1) Babbal son of Braham Pal, resident of village Pipalla, Police Station, Aurangabad, District Bulandshehr, at present R/o 773/2, Dogra Line, Roorkee, Police Station Kotwlai, Rorkee, District Hardwarfd and (2) Afjal son of Sri Saleem Ahmad resident of village Bhangeri Mahawatpur, P.S. Kotwali Roorkee, District Hardwar be released on bail in case crimenno. 235 of 2002, Under section 2/3 of U.P. Gangster and Antisocial Activities (Prevention) Act, 1986, Police Station Kotwali Roorkee, District Hardwar on their each furnishing a personal bond and adequate sureties each to the satisfaction of Special Judge, Hardwar.

02.11.02./B.

(Irshad Hussain, J.)